

**ASSEMBLY BILL**

**No. 2444**

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**Introduced by Assembly Member Hall**  
**(Coauthors: Assembly Members Bloom, Bradford, Brown, Fox,**  
**Holden, Jones-Sawyer, Nestande, Ting, and Weber)**  
**(Coauthors: Senators Mitchell and Yee)**

February 21, 2014

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An act to add Section 53.5 to the Civil Code, relating to the Confederate flag.

LEGISLATIVE COUNSEL’S DIGEST

AB 2444, as introduced, Hall. Confederate flag: sales: government property.

Existing law regulates the sale of certain merchandise, including political items and sports memorabilia.

This bill would prohibit the sale of a Confederate flag or tangible personal property inscribed with the image of a Confederate flag on property owned or operated by the state.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. Section 53.5 is added to the Civil Code, to read:
- 2     53.5. (a) A person may not sell a Confederate flag or tangible
- 3     personal property inscribed with the image of a Confederate flag
- 4     on property owned or operated by the state.
- 5     (b) For purposes of this section, all of the following apply:

- 1     (1) “Person” means any individual, partnership, firm, joint stock  
2     company, corporation, limited liability company, association, trust,  
3     estate, or other legal entity.
- 4     (2) “Sell” means to transfer title or possession, exchange, or  
5     barter, conditional or otherwise, in any manner or by any means  
6     whatsoever, for consideration. “Transfer possession” includes only  
7     transactions that would be found by the State Board of  
8     Equalization, for purposes of the Sales and Use Tax Law, to be in  
9     lieu of a transfer of title, exchange, or barter.